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05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

07 UNITED STATES OF AMERICA,) CASE NO. CR09-362-RSM
08 Plaintiff,)
09 v.) DETENTION ORDER
10 GUDELIO J. OROZCO-GOMEZ,)
11 Defendant.)
12 _____)

13 Offenses charged:

14 Count 1: Conspiracy to Distribute Controlled Substances

15 Count 2: Conspiracy to Engage in Money Laundering,

16 Date of Detention Hearing: October 21, 2009.

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
18 based upon the factual findings and statement of reasons for detention hereafter set forth,
19 finds that no condition or combination of conditions which defendant can meet will
20 reasonably assure the appearance of defendant as required and the safety of other persons and
21 the community.

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01 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02 1. The indictment charges a drug offense for which the maximum penalty is in
03 excess of ten years. There is therefore a rebuttable presumption that defendant will be
04 detained. Defendant has presented nothing to rebut that presumption.

05 2. The Government alleges that defendant is in the United States illegally, and
06 that an immigration detainer will be lodged against him in the near future. This appears to
07 render moot the issue of release or detention in this case.

08 3. Defendant and his counsel offered nothing in opposition to the entry of an
09 order of detention, and waived any further hearing on that issue.

10 4. There does not appear to be any condition or combination of conditions that
11 will reasonably assure the defendant's appearance at future Court hearings while addressing
12 the danger to other persons or the community.

13 It is therefore ORDERED:

14 1. Defendant shall be detained pending trial and committed to the custody of the
15 Attorney General for confinement in a correction facility separate, to the extent
16 practicable, from persons awaiting or serving sentences or being held in custody
17 pending appeal;

18 2. Defendant shall be afforded reasonable opportunity for private consultation with
19 counsel;

20 3. On order of the United States or on request of an attorney for the Government, the
21 person in charge of the corrections facility in which defendant is confined shall deliver
22 the defendant to a United States Marshal for the purpose of an appearance in

01 connection with a court proceeding; and

- 02 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
03 for the defendant, to the United States Marshal, and to the United State Pretrial
04 Services Officer.

05 DATED this 22nd day of October, 2009.

06 s/ John L. Weinberg
07 United States Magistrate Judge
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